

1885-612

Lee Co.

Chancery Causes: D. D. Fletcher vs. Martha M. Fletcher

Robins, Young, Hall, Bartley, Gobble

CA-Divorce

T-Vices

To the Hon John A. Kelly
Judge Circuit Court of
Lee County Va.

Humblly complaining show-
eth, unto your Honor, your or-
ator J. S. Fletcher of the County
of Lee & State of Virginia; that on
the 25th day of January 1883, your
orator and his present wife,
Martha M. Fletcher (then Martha M.
Robins) were united in matrimony.

Your orator ~~averts~~ that, and his
said wife lived ~~lived~~ together, for
some, as man & wife, during all
of which time, your orator endeav-
ored to and did bestow upon his
said wife all of that care, protec-
tion, and comfort which is due
from a husband to his wife

Your orator further ~~averts~~ that
his said wife, disregarding
her marriage vows, and the
kind treatment of her said hus-
band, did without cause, abuse
and cruelly treat ~~him~~ your orator
to an intolerable degree.

Your orator further avers
that, his said wife, disregarding

her marriage vow, did on the
day of April 1883, wilfully and
without cause, desert and for-
sake your orator and his home,
and has remained away ever
since, in the mean time associating
with diverse dissipated men and
prostitute women.

Your orator further avers, that
his said wife, disregarding her
marriage vow ~~has~~, since her
marriage with your orator,
has, at diverse times & places, and
with diverse persons, committed
the crime of adultery, at which
your orator did not in the least
connive.

There were no children born, the
issue of said marriage.

Your orator is unwilling to
continue longer in the marriage
state with his said wife and is
advised that a Court of Equity
will upon proper testimony, which
your orator will produce, relieve
him of such an unholy alliance.
The premises considered, the

Prayer of your orator is, that
the said Martha M Fletcher,
be made a party, defendant to
this bill and required to an-
swer the same fully and truth-
fully; and that the bond of moti-
rimony, heretofore existing between
your orator and his said wife
be perpetually dissolved by your
honor's decree. And if your
orator has, in any way, mistaken
his remedy, he prays for all such
other, further, and different relief
as the case may require and
to equity may seem meet.
May speak in this issue. And
your orator will ever pray &c.

D. D. Fletcher.

By A. C. Maness
Att'y.

le 7. 66
at 15. 00
8. 50
Depo. 3. 05-

\$26.21

D.D. Fletcher

vs Bill

Martha M. Fletcher

1883 Filed September 18th

- " Oct Spa not exd. & libias and
- " Nov. Alias Spa not exd. & contra
- " Decr. Cont'd

1884. Jan'y Spas exd. & D. N.

- " Febr'y D. N. Conf'd
- " March Cause set for hearing
- " Mr. order Cont'd
- " Aug. Decra sent to

1885. Mr. Decra finas

D. J. Fletcher
vs
Martha A. Fletcher } In lly.

This cause came on this day,
to be heard upon the bill depositions
of witnesses & exhibits filed and was
argued by counsel.

Whereupon after mature consid-
eration, by the court it is adjudged
ordered & decreed that the plaint-
iff's bill be dismissed without
prejudice to the legal or equitable
rights of the plaintiff. And the
cause is stricken from the docket.

D. D. Fletcher

vs { Decree striking
from docket

Martha M. Fletcher

March Term 1885.

Entered March 25/885

J. A. Hyatt C.

Ente
In A. K.
Mar. 25/
85

J. G. Fletcher

vs

In Play

Martha M. Fletcher

This cause came on this day upon the bill & exhibits filed. And was argued by counsel. And it appearing, that the deposition of Emory A. Gobble has been misplaced, leave is granted the Plaintiff to retake the same and the cause is continued.

J. S. Fletcher

123 1/2 Ave

W. H. Fletcher

Entered pages

396.

J. A. G. Hyatt

Enter

J. G. K.

Oct 28/84

D. D. Fletcher } In Chy
M M^{us} Fletcher }

The depositions of witnesses taken
at the residence of G. C. Guff in
the County of Lee & State of Va pursu-
ant to annexed notice to be read
as evidence on behalf of the Plaintiff
in the above Cause now pending in
the Circuit Court of said County of Lee.

Frederick T Young a witness of
lawful age after being duly sworn
deposeth and saith as follows:

In by Plff Please state if you ever know of
any acts of adultery being committed
by Martha M Fletcher wife of D. D. Fletcher
or since her marriage with said Fletcher.
Answer. I never did.

" " " Does William More ever visit her
since her said marriage?

Ans Not that I know of,
And further this deponent saith not.
F. T. Young.

James W Hall a witness of lawful
age after being duly sworn deposeth
and saith as follows:

In by Plff Have you ever known of any acts
of adultery being committed by Martha
M Fletcher since her marriage with her
present husband D D Fletcher?
Ans I never did

In by Plff

Please state what you have heard defendant say about her separation from her husband, and what she said about ever living with him any more.

She said she never intended to live with him again
and further this deponent saith not
Jas. W. Hall

Riley & Bartley a witness of lawful age
after being duly sworn deposes & says
as follows: viz:

In by Plff

Please state if you ever knew of any
acts of adultery having been committed
by Martha M. Fletcher since her
marriage with her present husband J. D.
Fletcher.

Answer No sir, I do not.

In by Plff

Please state what you have heard defendant
M M Fletcher say about her separation
from her present husband J. D.
Fletcher?

Answer I have heard her say she never
intended to live with him again,
and further this deponent saith not.

Riley & Bartley
mark

Virginia, Lee county, to wit:

I G. B. Duff a justice of the peace
in & for said county do certify that
the foregoing depositions of H. J. Young
Riley & Parthy & Jas W Hall were duly
taken before me in my county, at my
residence on the 26th day of July 1884
pursuant to notice duly executed.
The witnesses being sworn.

G. B. Duff J. P.

Costs

Const, .80

Witnesses 1.50

Justice 75-

\$3.05-

G. B. Duff J. P.

L. D. Fletcher
Depo.

Martha M. Fletcher

Rec'd by mail
from the Justice
before whom taken
and filed Aug-

7th 1884. J. A. Hyatt
Clk

D. D. Fletcher. Comps, } In Chy
vs }
Martha M Fletcher. Deft

The depositions of witness
taken on behalf of the Plaintiff
in the above case, on this
20th day of October 1888, at the
residence of James M More,
County of Lee & State of Virginia,
Pursuant to adjournment and
agreement of parties.

Present A C Morrison Atty
for Plaintiff and Martha
M Fletcher defendant.

Emory A Gable a witness
of lawful age after being duly
sworn says:

Said D. D. Fletcher & wife live
near your house since they
were married. If so how
far did they live from you?

They did about a half a mile

Please state what you know
about the separation of said
Fletcher and his present wife.

I was down there at their house several
times about the month of April and she
did not seem to be content to live with

D. D. Fletcher

203 2240

Martha M. Fletcher

In

his

In

him on one or two occasions the last
time

Qu Did she have any cause for leaving him?

Ans I dont know of any

Qu Did you frequently visit their house when they lived near you?

Ans Yes sir I was there very often

Qu Did you ever know said Fletcher to ill treat his said wife, or use, or treat her, in any way unbecoming a husband?

Ans I never did

Cross examined

Qu did you ever know of me mistreating Mr Fletcher in any way?

Ans I saw none except ~~that~~^{you} deserting him

Qu did you hear him, the said Fletcher say whether it was agreeable with him for me to leave and did he have any words about my going?

Ans I didnt really think he was but nothing seemed to satisfy ~~me~~^{you}, but that ~~she~~^{you} must go

Qu do you know how long it was from the time I left untill I came back and do you know whether he brought

me back ar did I come of my
own will;

Ans you was gone but a few days and I
suppose you come of your own accord
In did not Mr. Fletcher go with me ar
repair me a horse to ride when I went
Ans on that occasion ^{you} ~~the~~ had sent for ~~the~~ your
Father ar at least ^{you} ~~the~~ told me ^{you} ~~the~~ had
and ^{you} ~~the~~ seemed to be very anxious to go
but Father didnt come and Dock
went with ^{me}

In on the morning that I left wasent you
there and before I left didnt Dock
tear down his things and move them
in to the smokehouse; and did you
not help him move them back

Ans No.

In wasent you there three days before that
and they was torn down and you helped
fix them up

Ans some time before that I dont remember
the day I was there and they was torn
down and I helped fix them up
In was they his things ar mine

Ans They was his I suppose that was my
understanding

In did you not hear me tell Dock in
your presence that he had mistreated me

Ans

and he didnt deny it
about the denial I dont recollect whether
he did or did not Dock didnt say
much about it

Q

Re-examined

Has said Fletcher's said
wife remained away from
him ever since she left the
last time?

Ans

I suppose she has

Q

Did you ever hear said
Fletcher's wife say she was not
willing to live with her said
husband?

Ans

yes sir she didnt seem to be willing
to live with him

Q

Did said Fletcher seem will-
ing to live with his said wife?

Ans

yes sir he seemed like he did

Cross-examined

Q

do you know the cause of me not
wanting to live with him and if so
state the cause

Ans

I dont know any thing about the cause
only what ^{you} ~~she~~ said

and further this deponent saith not

E. V. Gohbb

Mrs Martha M Fletcher

Take notice that on the 26th
day of July 1884, at the residence of
J. A. Duff a Justice of the Peace in
& for Lee Co Va, I shall proceed
to take the depositions of Wilson
Hall & others to be read as evi-
dence on my behalf in a certain
suit now pending in the Circuit
Court of Lee County Va in which
I am Plaintiff and you
are defendant and if from
any cause the taking of said
depositions be not commenced or
if commenced & not completed
I shall adjourn & continue from
time to time & from place to place
untill the same be ~~continued~~
completed. You may attend if you
July 22. 1884. D. D. Fletcher.

THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

as at an other time we have done

We Command You to Summon

Martha M. Fletcher

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

November

next being rule day to answer a bill in Chancery exhibited in our said Court against

her

by

R. D. Fletcher

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *3rd* day of *October* 188*3*, in the 10 *8* year of the Commonwealth.

J. A. G. Hyatt Clerk

THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

We Command You to Summon

Martha M. Fletcher
as at an other time we have done

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

November next being rule day to answer a bill in chancery exhibited in our said Court against *her*

by

J. D. Fletcher

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This

3rd

day of

October

188

3

, in the 10

8

year of the Commonwealth.

A Copy Teste J. A. G. Hyatt Clerk J. A. G. Hyatt Clerk

Love

Martha W. Fletcher

THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of ^{Scott} Lee County Greeting :

We Command You to Sammon

Martha M. Fletcher

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in *January*
next being rule day to answer a bill in Chancery exhibited in our said Court against *her*

by

D. D. Fletcher

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *30th* day of *November* 188*3*, in the 10*8* year of the Commonwealth.

J. A. G. Hyatt Clerk

A. C. J. Mance

O. J. Fletcher
res 3/4 Spa in Chay

Martha M. Fletcher
to January Rules 1883

Created by delivering
a copy of the within Spa
to Martha M. Fletcher
on the 27th day of
Dec 1883

R. H. Cowden D^r
for Wm C. R. Strong 65c.

THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

We Command You to Summon

Martha M. Fletcher

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

October next being rule day to answer a bill in Chancery exhibited in our said Court against

her

by

D. D. Fletcher

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *14th* day of *September* 188*3*, in the 10*8* year of the Commonwealth.

A Copy Leste -

J. A. G. Hyatt cler

J. A. G. Hyatt Clerk.

From
Martha M Fletcher

THE COMMONWEALTH OF VIRGINIA.

To The Sheriff Of Lee County Greeting :

We Command You to Summon

Martha M. Fletcher

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday in

October next being rule day to answer a bill in chancery exhibited in our said Court against

her by *D. D. Fletcher*

And have then there this writ. Witness J. A. G. HYATT Clerk of our said Court at the Courthouse

This *14th* day of *September* 188*3*, in the 10 *8* year of the Commonwealth.

J. A. G. Hyatt Clerk.

C. C. D. M.

J. D. Fletcher

vs Spain Chcy

Martha M. Fletcher

Lo October Rules 1883

Not executed the
defendant reported
to have gone to
Scott County
Sept 29 1883

R D January S. C.

Standing No. H 18

—IN—

LEE CIRCUIT COURT.

Plffs ATTY.	Def'ts ATTY.
<i>Manes</i>	<i>Fletcher, D. D.</i>
Plffs costs.	Def'ts costs.
\$	\$
<i>vs.</i>	<i>{ Bill in</i> <i>{ Chancery.</i>
	<i>Martha M Fletcher</i>
Total \$	\$

Reference Docket... Page 33 Line 22

1st calling-----Term 188-----

Decided March Term. 1882.....

WITLED
TREASURY
BALTIMORE

